

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

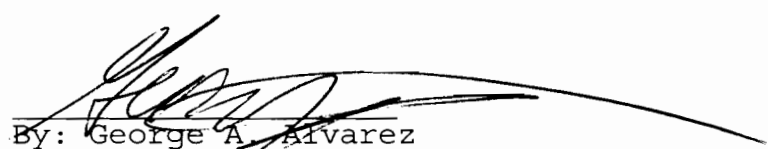
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ESTERVINA PAULINO  
Plaintiff, :  
-against- : **NOTICE OF MOTION**  
GLADYS CARRION, as Commissioner of :  
the New York State Office of Children :  
and Family Services, and THOMAS R. : **07 CV 05773**  
FRIEDEN, M.D., as Commissioner of the :  
New York City Department of Health and : Filed Electronically  
Mental Hygiene :  
Defendants, :  
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PLEASE TAKE NOTICE THAT, upon the accompanying memorandum of law and upon all prior proceedings herein, defendant GLADYS CARRION, as Commissioner of the New York State Office of Children and Family Services("State defendant" or "OCFS"), by her attorney, ANDREW M. CUOMO, Attorney General of the State of New York, will move this Court before the Honorable Gabriel Gorenstein at the United States Courthouse for the Southern District of New York, 500 Pearl Street, New York, New York at a date and time designated by the Court, for an Order: (1) granting judgment on the pleadings to State defendant pursuant to Federal Rule of Civil Procedure("FRCP") 12(c); (2)staying discovery pending a determination of State defendant's motion for judgment on the pleadings and; (3) granting such other relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE THAT, answering papers are to be served within ten business days after service of the moving papers pursuant to S.D.N.Y. R. 6.1.

DATED: NEW YORK, NEW YORK  
January 18, 2008

ANDREW M. CUOMO, Attorney General  
of the State of New York  
Attorney for State defendant



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South Brooklyn Legal Services  
Attorney for Plaintiff  
by Nancy Bedard, Esq.

Michael A. Cardozo  
Corporation Counsel of the  
City of New York  
Attorney for City defendant  
by Mary O'Sullivan, Esq.